# ORIGINAL

RAU SAFETY SECTION

### STATE OF ILLINOIS ILLINOIS COMMERE COMMISSION

Norfolk Southern Railway Company and Northeast Illinois
Regional Commuter Railroad Corporation (METRA)
Petitioners,

vs.

Under No. T04-0050

Illinois Department of Transportation, Cook County and Village of Palos Park
Respondents.

Petition of the Norfolk Southern and Metra seeking an order of the Illinois Commerce Commission directing that an additional track and grade crossing be construction at 86th Avenue

Docket No. T04-0050

JUN 2 9 2004

### **RESPONSE TO JOINT PETITION**

NOW COMES Respondent, State of Illinois, Illinois Department of Transportation, by and through its attorney Lisa Madigan, Attorney General for the State of Illinois, and as its Response To Joint Petition, the Respondent states it takes no position with regard to the requested relief.

Respectfully submitted, ILLINOIS DEPARTMENT OF TRANSPORTATION

By:

(DOT 47877OU) on the Norfolk Southern, in Palos Park, IL.

Lisa Madigan Attorney General

By.

Stacey C. Hollo

Special Attorney General

Dated:

Illinois Départment of Transportation 2300 South Dirksen Parkway, Room 300

JUN 28, 2009

Springfield, Illinois 62764 Telephone (217)782-0692

DOCKETED

## STATE OF ILLINOIS ILLINOIS COMMERE COMMISSION

Norfolk Southern Railway Company and Northeast Illinois Regional Commuter Railroad Corporation (METRA) Petitioners,	) ) )
VS.	) Docket No. T04-0050
Illinois Department of Transportation, Cook County and Village of Palos Park Respondents.	<i>)</i> ) ) )
Petition of the Norfolk Southern and Metra seeking an order of the Illinois Commerce Commission directing that an additional track and grade crossing be construction at 86 <sup>th</sup> Avenue	, ) ) )

### **NOTICE OF FILING**

To: Mr. Thomas W. Ambler, NS Ms. Carolyn Baca, Mayor Mr. Richard E. Boyle, Atty. Mr. Walter S. Kos, Eng. Ms. Annette Mucha, Clerk G. Darryl Reed, Atty. William Tupper, METRA

PLEASE TAKE NOTICE that I have this 28th day of June 2004, forwarded to Mr. Dave Lazarides, Director of Processing, Transportation Division, of the Illinois Commerce Commission, Springfield, Illinois, for filing in the above matter, a Response To Joint Petition, a copy of which is attached hereto and hereby served upon you.

Stacey C. Hollo

Special Assistant Attorney General

2300 South Dirksen Parkway, Room 300

Springfield, Illinois 62764

(217) 782-0692

Counsel for the Illinois

Department of Transportation

#### PROOF OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was served upon the addressees listed below by mailing a true and correct copy via first class mail, postage pre-paid and depositing the same in the United States Mail, Springfield, Illinois, this 28th day of June, 2004:

Thomas W. Ambler Norfolk Southern Railway Company Three Commercial Place Norfolk, VA 23510-2191

Richard E. Boyle Gundlach, Lee, Eggmann, Royle & Roessler 5000 West Main St., Box 23560 Belleville, IL 62223-0560

Carolyn Baca Mayor Village of Palos Park 8999 W. 123<sup>rd</sup> Street Palos Park, IL 60464

Walter S. Kos Cook County Highway Engineer 69 W. Washington, 23<sup>rd</sup> Floor Chicago, IL 60602

Annette Mucha Clerk Village of Palos Park 8999 W. 123<sup>rd</sup> Street Palos Park, II 60464

G. Darryl Reed Sidley Austin Brown & Wood 10 S. Dearboen St. Chicago, IL 60603 William Tupper

**METRA** 

547 W. Jackson Chicago, IL 60611